

2681 #4  
131  
02-12-03

TRANSMITTAL LETTER			Case No. 10745/14
Serial No. 09/844,997	Filing Date April 27, 2001	Examiner Not yet assigned	Group Art Unit 2681
Inventor(s) Shoji Kurakake et al.			
Title of Invention METHOD OF SELECTING A NETWORK ACCESS MEASURE FROM MULTIPLE ACCESS MEASURES			

O I P E  
FEB 03 2003  
PATENT & TRADEMARK OFFICE

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Transmittal Cover Letter (1p. Filed in Dup.); Third Supplemental Information Disclosure Statement (3pp. Filed in Dup.); Form PTO 1449 (1p.); 1 Cited Reference; and PTO Reply Postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

RECEIVED  
FEB 06 2003  
Technology Center 2100

RECEIVED  
FEB 05 2003  
Technology Center 2600

					Small Entity		Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9 =		x \$18 =	
Indep.		Minus			x 42 =		x \$84 =	
First Presentation of Multiple Dep. Claim					+ \$140 =		+ \$280 =	
					Total add'l fee	\$	Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Vincent J. Gnoffo  
Vincent J. Gnoffo  
Registration No. 44,714  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on January 29, 2003.

Date: Jan. 29, 2003 Signature: Vincent J. Gnoffo



**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, Washington, D.C. 20231, on

January 29, 2003

Date of Deposit

Vincent J. Gnoffo, Reg. No. 44,714

Name of Applicant, Assignee or  
Registered Representative

*Vincent J. Gnoffo*  
Signature

*Jan. 29, 2003*  
Date of Signature

**RECEIVED**  
FEB 05 2003  
Technology Center 2600

Our Case No.: 10745/14

Client Ref. No. PA-012

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Shoji Kurakake et al.

Serial No.: 09/844,997

Filing Date: April 27, 2001

For: METHOD OF SELECTING A  
NETWORK ACCESS MEASURE  
FROM MULTIPLE ACCESS  
MEASURES

Examiner: Not yet assigned

Group Art Unit No.: 2681

**THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Third Supplemental Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by

the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

<b>No.</b>	<b>Date</b>	<b>Name</b>
5,862,480	Jan. 19, 1999	Wild et al.

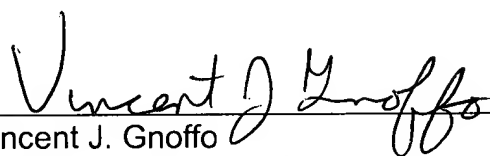
In accordance with 37 C.F.R. § 1.97(g),(h), this Third Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Third Supplemental Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Third Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

In accordance with 37 C.F.R. § 1.97(e)(1), Applicant(s) hereby certify that each item of the information disclosed in this Third Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to filing of the present statement, as evidenced by the date of the enclosed search report.

Applicant respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
\_\_\_\_\_  
Vincent J. Gnoffo  
Registration No. 44,714  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200



FORM PTO-1449	SERIAL NO. 09/844,997	CASE NO. 10745/14 Client Ref. No. PA-012
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE April 27, 2001	GROUP ART UNIT 2681
(use several sheets if necessary)		APPLICANT(S): Shoji Kurakake et al.

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	D1	5,862,480	01/19/1999	Wild et al.		

RECEIVED  
FEB 05 2003  
Technology Center 2600

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.